

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Shuji TERASHIMA et al.

Confirmation No. : 9412

Appl. No. : 10/575,099

Examiner : Ileana POPA

I. A. Filed : October 8, 2004

Group Art Unit : 1633

For : METHOD FOR PREPARING CELL CONCENTRATE AND CELL
COMPOSITION

**RECORD OF INTERVIEW
AND
REQUEST FOR CORRECTION OF THE IMAGE FILE WRAPPER**

Commissioner for Patents
U.S. Patent and Trademark Office
Customer Service Window, Mail Stop Amendment
Randolph Building
401 Dulany Street
Alexandria, VA 22314

Sir :

Below is a Record of Interview and Request for Correction of the Image File Wrapper.

Authorization is hereby provided to charge any fee necessary for entry of this paper and/or to maintain the pendency of the application to Deposit Account No. 19-0089.

Record of Interview

Applicants express appreciation for the courtesies extended by Examiner Popa to Applicants' representative Walter Schlapkohl during various telephone calls, including on or about August 29, 2011, on or about October 4, 2011, and on November 1, 2011, regarding the above-identified application.

In the first telephone call, Applicants' representative noted that the issuance of an Advisory Action on August 25, 2011 was improper. In particular, Applicants' representative

explained that although Applicants' most recent Reply, filed August 4, 2011, was described in the Image File Wrapper as "Amendment After Final," careful review of the Image File Wrapper would show that

- (1) the Final Rejection mailed November 16, 2010 had been vacated in favor of a Non-Final Office Action mailed February 4, 2011; and
- (2) Applicants had responded to the Non-Final Rejection in a Response Under 37 C.F.R. § 1.111 filed August 4, 2011, not in an "After Final Amendment" as the Document Description in the Image File Wrapper indicates.

Thus, Applicants were respectfully requesting that an Office Action be issued in favor of the Advisory Action mailed August 25, 2011.

In response, the Examiner reviewed the file and agreed with Applicants' representative that the Advisory Action was improper. The Examiner further indicated that she would vacate the Advisory Action and issue an Office Action in due course. However, no Office Action has yet been issued. Follow-up telephone calls by Applicants' representative to the Examiner were made request an estimate for when the Office Action would be prepared and mailed.

Request for Correction of Image File Wrapper

In view of the above, Applicants respectfully request the rapid issuance of an Office Action which vacates the Advisory Action mailed August 25, 2011 and which responds to the Reply filed August 14, 2011 under 35 C.F.R. § 1.111.

Applicants also respectfully request that the Document Description for the Response Under 37 C.F.R. § 1.111 filed August 4, 2011 be corrected in the Image File Wrapper to recite

“Amendment/Req. Reconsideration-After Non-Final Reject” in favor of “Amendment After Final.”

Applicants also respectfully request that the application status in the Image File Wrapper be corrected to reflect that Applicants await receipt of an Office Action in response to the Reply filed August 4, 2011.

Authorization is hereby provided to charge any fee necessary for entry of this paper and/or to maintain the pendency of the application to Deposit Account No. 19-0089.

Should the Examiner have any questions, the Examiner is requested to contact the undersigned at the below-listed telephone number.

Respectfully Submitted,
Shuji TERASHIMA et al.

/Walter Schlapkohl/
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Walter Schlapkohl

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November 18, 2011
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